



Entered on Docket  
March 29, 2010

A handwritten signature in black ink, appearing to read "Bruce A. Markell".

Hon. Bruce A. Markell  
United States Bankruptcy Judge

NEWARK & NEWARK LAW FIRM  
RICHARD C. NEWARK, ESQ.  
BAR NO. 002763  
NARRAH F. NEWARK, ESQ.  
BAR NO. 008201  
201 Las Vegas Blvd., S., #350  
Las Vegas, NV 89101  
(702) 888-2525  
Fax: (702) 888-2526  
bk@nnbklaw.com  
Attorney for Debtor(s)

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

In re:	)	Chapter 13 Proceedings
	)	Case No.: 09-16880-bam
<b>ROOSEVELT DUBOSE</b>	)	
<b>JEANNE R. DUBOSE</b>	)	
	)	
Debtor(s).	)	DATE: 2/18/2010
	)	TIME: 2:30 p.m.

**ORDER GRANTING MOTION TO VALUE COLLATERAL, "STRIP OFF" AND  
MODIFY RIGHTS OF SECOND DEED OF TRUST OF BANK OF AMERICA (C/O  
LITTON LOAN SERVICING L.P. (ACCOUNT ENDING IN 0380) PURSUANT TO 11  
U.S.C. §506(a) AND §1322**

The Motion of Debtors, ROOSEVELT DUBOSE and JEANNE R. DUBOSE, to Value Collateral, "Strip Off" and Modify Rights of Second Deed of Trust of Bank of America, National Association as Successor by Merger to Lasalle Bank National Association, as Trustee Under the Pooling and Servicing Agreement Dated as of March 1, 2007, GSAMP Trust 2007-HE2 its Successors And/or Assigns c/o Litton Loan Servicing L.P.(account ending in 0380) Pursuant to 11 U.S.C. §506(a) and §1322, as against residential real property, coming on regularly for hearing on February 18, 2010, at 2:30 p.m., with

1 NARRAH F. NEWARK of NEWARK & NEWARK LAW FIRM, appearing for Debtors, and,  
2 Creditor, Bank of America, National Association as Successor by Merger to Lasalle Bank  
3 National Association, et al., appearing by written Limited Response by and through its  
4 attorney, GREG WILDE, ESQ., of WILDE & ASSOCIATES, and pursuant to notice duly  
5 given, no opposition being filed by the Chapter 13 Trustee, and the Court having heard the  
6 representation of counsel, and being otherwise informed, it is hereby

7 **ORDERED, ADJUDGED AND DECREED** that the second deed of trust lien of Bank  
8 of America, National Association as Successor by Merger to Lasalle Bank National  
9 Association, as Trustee Under the Pooling and Servicing Agreement Dated as of March  
10 1, 2007, GSAMP Trust 2007-HE2 its Successors And/or Assigns c/o Litton Loan Servicing  
11 L.P.(account ending in 0380) against Debtors' property located at 1024 Heberdeen Ct., N  
12 Las Vegas, NV 89032, be and hereby is, avoided and released and will now become an  
13 unsecured claim to be paid *pro rata* with like unsecured creditors.

14 **IT IS FURTHER ORDERED** that Bank of America, National Association as  
15 Successor by Merger to Lasalle Bank National Association, as Trustee Under the Pooling  
16 and Servicing Agreement Dated as of March 1, 2007, GSAMP Trust 2007-HE2 its  
17 Successors And/or Assigns c/o Litton Loan Servicing L.P.(account ending in 0380) shall  
18 retain it's lien on the real property located at 1024 Heberdeen Ct., N Las Vegas, NV 89032,  
19 until such time as the Debtors have completed their Chapter 13 Plan and received a  
20 discharge of their obligations.

21 **IT IS FURTHER ORDERED** that nothing contained herein shall alter the rights of  
22 the second deed of trust of Bank of America, National Association as Successor by Merger  
23 to Lasalle Bank National Association, as Trustee Under the Pooling and Servicing  
24 Agreement Dated as of March 1, 2007, GSAMP Trust 2007-HE2 its Successors And/or

25 ...

26 ...

27 ...

28 ...

1 Assigns c/o Litton Loan Servicing L.P.(account ending in 0380) upon conversion to a  
2 Chapter 7 proceeding or dismissal of the instant Chapter 13.

3 **IT IS SO ORDERED.**

4 Submitted By:

5 NEWARK & NEWARK LAW FIRM  
6

7 By: 

NARRAH F. NEWARK, ESQ.

8 NB#008201

201 Las Vegas Blvd., S., #350

9 Las Vegas, NV 89101

Attorney for Debtor(s)

10 Approved as to form and content

11 WILDE & ASSOCIATES

12  
13 By: See attached L.R. 9021

GREG WILDE, ESQ.

14 NB#004417

208 S. Jones Blvd.

15 Las Vegas, NV 89107

Attorneys for Creditor, Bank of America et al.

16 Approved as to form and content

17 CHAPTER 13 TRUSTEE

18  
19 By: See attached L.R. 9021

20 ###  
21  
22  
23  
24  
25  
26  
27  
28

LR 9021 Certification

In accordance with LR 9021, counsel submitting this document certifies as follows (check one):

☐ The court has waived the requirement of approval under LR 9021.

☒ This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

1. Marianne Gatti Esq., Attorney for Rick Yarnall, Trustee. Failed to Respond.
- 2.
3. Greg Wilde, Esq., Attorney for Bank of America. Failed to respond.

☐ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

☐ I certify that I have served a copy of this order with the motion, and no parties appeared or filed written objections.